

MINUTES CICERO TOWN COUNCIL MEETING

August 6, 2013, Town Hall 7:00 PM
Cicero Town Hall, 70 N. Byron Street

Call To Order: President Jerry Cook called the meeting to order and led the Pledge of Allegiance. Mr. Dennis Schrumpf gave prayer. President Cook called for the roll call and the members of the Town Council were present or absent as follows:

Present: Jerry Cook
Brett Foster
Kay Hartley
Eric Hayden
Dennis Schrumpf

Absent:

President Cook declared a quorum present.

Others Present: Jan Unger, Clerk Treasurer
Charlie Cambre, Park Superintendent
Pat Comer, Street & Utilities Director
Dave Hildebrand, Police Chief
Steve Peachey, Fire Chief
Paul Munoz, Director Cicero/Jackson Township Plan Commission
Aaron Culp, Town Attorney
Dan Strong, President Cicero/Jackson Township Plan Commission
Paul Utter Back, President Storm Water Management Board
Tom Pitman, Bond Council

Approval of Agenda

Ms. Hartley made a motion to approve the agenda as presented. Mr. Foster seconded, motion passed.

Town Council To Open Bids For 2013 Paving Project:

A copy of results of the Bids for the 2013 Paving Project is attached. Ms. Unger inquired if the Police Parking Lot was included in the bids. Mr. Comer stated that it was not. He did not know that there was money available. Ms. Unger informed the Council that there was also \$3,550 available in the Baseball Park Donation fund and that the department heads discussed and thought it would be good to pave the handicap parking spaces at the new diamonds. She would like to add this to the bid. There was a discussion as to whether or not the Town needed to rebid the project. Mr. Hayden made a motion to take the current bids under advisement. Mr. Foster seconded, motion passed. There was another discussion on the additional paving. Mr. Foster then made a motion to do change orders for the additional paving items after bid is awarded. Ms. Hartley seconded motion passed.

Approval of Prior Minutes:

Town Council Meeting Minutes for July 16, 2013 – Ms. Hartley made a motion to approve the Minutes for July 16, 2013. Mr. Schrumpf seconded, motion passed.

Approval of Claims

Ms. Unger informed the Council that she would like to add a bill from American Legal for \$1,545.16. Mr. Hayden made a motion to approve the claims, including the claim from American Legal. Mr. Schrumpf seconded, motion passed.

Petitions by Citizens

There were none.

President's Report

President Cook stated that he didn't have anything this evening.

Council Committee Reports

There were none.

Legal Counsel Report- John Culp:

Mr. Culp stated that he had nothing at this time.

Cicero/Jackson Township Plan Commission Report – Dan Strong

Mr. Strong updated the Council on the following:

1. LaCascada Restaurant has been approved for 48 outdoor seating places. They will be expanding the outdoor seating area, which will have a white fence around it.
2. Capital, LLC has been approved for an outdoor accessory building (Portico). Their permit is contingent on approval of the fence, clearing up the property dispute, a second exit, the gas line issue and the fire hydrant. There was a brief discussion on where the property line issue was. Mr. Munoz stated that the Town has a certified survey and we understand our property line. Mr. Strong stated that Capital, LLC still has to go through aesthetic review.
3. Dollar General will be going into the old CVS building. They have submitted their outside color scheme. They will be adding 1,570 square feet to the south side of the building which will make a total of 9,800 square feet.
4. Mr. Strong stated that outside of these projects there is an accessory building issue and some minor subdivisions they are working on.
5. Council considering Annexation. Mr. Munoz stated that he has been attending regional planners' meetings and he thought that the Town should consider annexation. He would like to talk to the Council about what they might be interested in. Ms. Unger informed the Council that she has spoken with Mr. Deen Rogers at Umbaugh and he would work with us and give us a cost estimate once the Town could determine what they would like to do. Mr. Cook stated that this issue will be discussed at the staff meeting.
6. Mr. Strong also thanked the Town department heads for the help and participation in Hope Clinic Kid Health Day. Mr. Strong said from 80 to 100 kids participated.

Town Engineer Report

Mr. Bryant was not available but submitted a written report which is attached to these minutes.

Mr. Cook stated that he had the response letter to sign regarding the violation letter received from IDEM on June 7, 2013. Mr. Cook asked for approval to sign. Mr. Foster made a motion to allow Mr. Cook to sign the letter to IDEM responding to the violation letter dated June 7, 2013. Mr. Schrupf seconded, motion passed.

Old Business

Council To Consider Ordinance 07-16-2013-1 An Ordinance Authorizing the Acquisition, Construction and Installation by the Town of Cicero, Hamilton County, Indiana, of Certain Improvements and Extensions to the Town's Sewage Works, the Issuance and Sale of Revenue Bonds to Provide Funds for the Refunding of Certain Outstanding Sewage Works Revenue Bonds of the Town, and the Collection, Segregation and Distribution of the Revenue of Such Sewage Works and all Matters Related Thereto.

Mr. Schrupf made a motion to untable. Mr. Foster seconded, motion passed. Mr. Pitman review Ordinance 07-16-2013-1 stating that ordinance was stating that the Town would be raisin fund for sewer work to be completed in old Town Cicero. In doing so, the Town will be refunding the 1998 and 2003 bonds to consolidate into one new bond in an effort to get a better interest rate. The amount of the bond is not to exceed \$2,880,000 with a maximum interest rate of 5.5%. Mr. Pitman stated that Umbaugh would figure what would be the best term and interest rate for the Town. Mr. Pitman stated that the last day for public objection would be August 20th. The Town can receive construction bids on September 17th and bonds will be sold in mid-October. The Council had a few questions which were answered. Mr. Hayden made a motion to suspend the rules and pass Ordinance 07-16-2013-1, An Ordinance Authorizing the Acquisition, Construction and Installation by the Town of Cicero, Hamilton County, Indiana, of Certain Improvements and Extensions to the Town's Sewage Works, the Issuance and Sale of Revenue Bonds to Provide Funds for the Refunding of Certain Outstanding Sewage Works Revenue Bonds of the Town, and the Collection, Segregation and Distribution of the Revenue of Such Sewage Works and all Matters Related Thereto on the second reading. Mr. Foster seconded, motion passed.

New Business

Council To Discuss Street Light Issue.

Ms. Unger informed the Town Council that there are two street lights, one on Stringtown and one on Iron Bridge, which are out and need repair. Duke has been contacted by the Police Department to have these taken care of. Duke told them that the lights were out of service contract and that the Town would have to sign a new contract to have them replaced. Ms. Unger called Duke and they confirmed what was told to the police. Duke stated that there are two styles to choose from and the Town would then have to sign a new contract. There was a discussion by the Council and the department heads. The Council wanted to know if they could install LED lights. Chief Hildebrand stated that he would contact Duke and discuss the LED lighting and the cost for a new contract.

Miscellaneous Business

1. Ms. Unger reviewed a memo given to the Council regarding transfers and additional appropriations. Ms. Unger stated that since we had the numbers for the Jackson Street Pedestrian Walkway she reviewed all of the Town's account to see what money would be available for other use. She would like to appropriate and or transfer funds making them available for other use. Ms. Unger asked permission of the Town Council to proceed with advertising for the additional appropriations. Mr. Hayden made a motion to approve proceeding with the Additional Appropriations. Ms. Hartley seconded, motion passed.
2. Mr. Hayden stated that he had a call from an employee regarding the impact the changes in health insurance would have on his family's income and would like to discuss it at the staff meeting.
3. Chief Hildebrand informed the Council that the Commissioners have given an unconditional offer to the new hire and he will be at the staff meeting on August 15th for introduction.

4. Mr. Cook stated that Mr. Bryant called him right before the meeting and said that he missed an IDEM meeting that he was unaware of. Mr. Bryant stated that the Town needed to send a letter to IDEM explaining the situation.
5. Mr. Cambre informed the Council that they had a very successful Youth Fishing Day on Saturday August 3rd.

Comments from the Public

There were none.

Signatures on Official Documents!

Ms. Hartley made a motion to adjourn the Town Council Meeting. Mr. Foster seconded. Motion to adjourn passed.

Jerry G. Cook – President

Dennis D. Schrupf- Vice-President

Brett S. Foster

Eric C. Hayden

Sylvia Kay Hartley

Attested: _____
Jan Unger, Clerk Treasurer

Note: The Next Cicero Town Council Meeting will be on Tuesday, August 20, 2013 @ 7:00 PM at the Cicero Town Hall.

2013 Paving Bids

August
6, 2013

Order Opened	Councilperson	Company	Street Bid	Alternate
1	Mr. Hayden	Milestone Contractors	\$149,995.00	\$25,026.00
2	Mr. Hayden	Globe	\$114,850.00	\$24,800.00
3	Mr. Foster	Baumgartner & Company	\$114,891.00	A. \$6,305 B. \$17,016
4	Mr. Foster	Calument	\$114,662.55	\$22,907.30
5	Ms. Hartley	Rieth-Riley	\$135,150.00	No bid
6	Mr. Schrupf	E&B Paving Inc.	\$114,861.15	\$22,046.28
7	Mr. Cook	Grady Brothers, Inc.	\$112,917.00	\$25,500.00

Town of Cicero
August 8, 2013 Town Council Meeting
Engineer's Report

1. **S. Stringtown Pike Ballpark Walkway:** The construction of this project is Complete. United has prepared an exhibit board for the ball park kiosk and is having it mounted for installation. The final inspection with IDNR to allow grant close out will be scheduled soon.

2. **Jackson Street Pedestrian Path Project** –The project successfully bid within budget. INDOT will be sending the Town an agreement along with a request (we believe) to submit payment for 20% of the bid amount to allow the project to proceed. Anlaan Corp. from Michigan was the low bidder at \$2,564,732. The 20% check due for the construction would be \$512,946 but may also include the 20% for the utility relocation which could bring the total to about \$593,000. Then as construction proceeds, the Town would pay 100% of the monthly inspection fees and submit for 80% reimbursement by INDOT. Typically there would be a 30 day lag between the reimbursement time. Overall, the Town would need \$648,000 as the numbers currently stand (note \$767,800 was last planned). We would suggest that the Town plan to have available at least \$700,000 as that will allow for some change orders that may be desired to maximize the 80% grant moneys. We will email our engineering inspection agreement (all State and Federal forms) soon and ask for approval at the August 20 meeting to allow submittal to INDOT.

3. **Cicero –Downtown Sewer Improvements (I & I):** We have continued field survey, design, plan preparation and other services to allow permitting and bidding of the project. The Common Wage hearing was held on July 23, 2013 with the union representative not attending and acceptance of the ABC (merit shop contractor organization) scale as presented. We are working for the September 17 bid receipt date as discussed at the last meeting. Please review the letter prepared to respond to the Notice of Violation from IDEM related to the high wet weather flows at the treatment plant. Proceeding with this project should satisfy IDEM.

4. **169 Wiley Area Drainage Project:** Pat Comer is finalizing material delivery and scheduling for installation of the sewer by Town personnel.

As always, feel free to contact me via phone or email should any questions arise between now and the next Council Meeting.


Keith Bryant, PE
United Consulting

United Consulting